



#9
B. Deery
PATENT
11/21/98

Attorney Docket No. 04121.0116-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
)
Holly Hogrefe and Connie.J. Hansen)
)
Serial No. 08/957,709)
)
Filed: October 24, 1997)
)
For: POLYMERASE ENHANCING FACTOR)
(PEF) EXTRACTS, PEF PROTEIN)
COMPLEXES, ISOLATED PEF)
PROTEINS, AND METHODS FOR)
PURIFYING AND IDENTIFYING THEM)

Group Art Unit: 1634

Examiner: S. Houtteman

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

RESPONSE TO OCTOBER 5, 1998, RESTRICTION REQUIREMENT

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In an Office Action dated October 5, 1998, the Examiner required restriction under 35 U.S.C. § 121 among the claims of Group I (claims 1-23, 28-39, 45, 46, 59-66, 77-80, 85, and 87-92), the claims of Group II (claims 24-27, 58, 67, 68, and 84), the claims of Group III (claims 40-44 and 69-74), the claim of Group IV (claim 47), the claims of Group V (claims 48-57, 75, and 76), the claims of Group VI (claims 81-83 and 86), and the claims of Group VII (claims 93 and 94). Applicants provisionally elect to prosecute Group I, claims 1-23, 28-39, 45, 46, 59-66, 77-80, 85, and 87-92, drawn to compositions comprising polymerase enhancing activity, mixtures, kits, complexes, and proteins, with traverse.

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To the extent any further extension of time under 37 C.F.R. § 1.136 is required to obtain entry of this response, such extension is hereby respectfully requested. If there are any fees due under 37 C.F.R. §§ 1.16 or 1.17 which are not enclosed herewith, including any fees and/or petitions required for an extension of time under 37 C.F.R. § 1.136, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: Carol P. Einaudi
Carol P. Einaudi
Reg. No. 32,220

Dated: November 4, 1998

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